

- 1 -



967.947524

Statement by
Charles R. Cypher
In support
Of Petition under 37 CFR §1.10(e)

5

I, Charles R. Cypher, personally deposited the Request for Continued Examination, the Submission under 37 CFR 1.14, the Information Disclosure Statement, the Statement under 37 CFR 3.73(b) and the papers accompanying those documents as listed in the attached Express Mail Certificate on March 11, 2002, with an employee of the United States Postal Service as Express Mail Post Office to Addressee Service.

Evidence that I personally deposited these materials are my initials next to each listed document on the attached Return Receipt Post Card and the Express Mail Certificate mailed with those materials on March 11, 2002.

15 Further evidence that I personally deposited these materials are my signature on the Return Receipt Post Card and on the Express Mail Certificate.

The copies of the correspondence deposited on March 11, 2002, the copy of the "Express Mail" mailing label, the copy of the Return Receipt Post Card, the official "date-in" notification on the "Express Mail" mailing label

20 entered by the USPS are true copies of the originally mailed correspondence, original "Express Mail" mailing label, Returned Receipt Post Card, and official notification entered by the USPS.

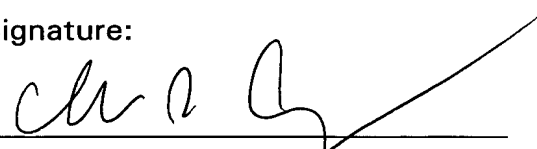
I, Charles R. Cypher, having been duly warned that willful false statements and the like so made are punishable by fine or imprisonment or

25 both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this document or the instant application, I hereby declare that the facts set forth herein are true; that all statements made of my own knowledge are true; and that all statements made on information and belief are believed to be true.

30

Date: September 8, 2003

Signature:


Charles R. Cypher, Reg. No. 41,69

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Please acknowledge receipt of the following by placing your stamp hereon and mailing.

Application: Request for Continued Examination (3pgs), Information Disclosure Statement (7pgs), References, Amendment (18 pages), Statement under 35 USC (b) (14 pages), and Express Mail Certificate (1pg)

Inventor: Alex S. Toback

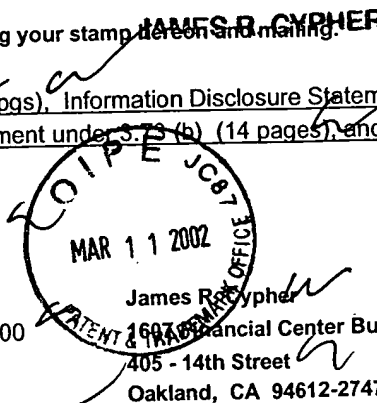
Title: Self-drilling, Self-anchoring Fastener for Concrete

SN: 09/634,908 FD: 8/9/2000

File No: TOB/101/US & SST/1197

Check no: 824 and 8245 For: \$740.00 and \$920.00

Date: 3/11/02



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JAMES R. CYPHER
PATENT & TRADEMARK ATTORNEY
405 14TH STREET SUITE 1607
OAKLAND, CA 94612
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Req. for Cont. Examination Fee 170 3510 4022 09 25
Title: Self-Drilling, Self-...
Inventor: Alex S. Toback
SN: 09/634,908
FD: 08/09/2000

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Extension Fee (3 months) 250556453 170 3510 4022 09 25

Serial No.: 09/634,908

Filed: August 9, 2000

EL 827 31 4821

Title: Self-drilling ...

Inventor: A. Toback

Memo SST/1197

Ch R Cypher MP

⑆ 121000358⑆ 8243 ⑆02516⑆05240⑆ ⑆0000092000⑆

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03/19/02

Practitioner's Docket No. TOB/101/US & SST/1197

EL 827314821

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Toback, Alex S.

Application No.: 09/634,908

Filed: 08/09/2000

For: SELF-DRILLING, SELF-ANCHORING FASTENER FOR CONCRETE

Group No.: 3635

Examiner: Varner, S.

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Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

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I hereby state that the following *attached* paper or fee

Return Receipt Card,
Check No. 8241 for \$740.00,
Check No. 8243 for \$920.00,
Request for Continued Examination (3 pages),
Submission under 37 CFR 1.114 (amendment) (18 pages),
Information Disclosure Statement (7 pages),
References,
Statement under 37 CFR 3.73(b) (3 pages),
Copies of 3 assignments (11 pages)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. section 1.10, on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Charles R. Cypher


Signature of person mailing paper or fee

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(Express Mail Certificate--page 1 of 1)